



U.S. Department
of Transportation
**Federal Highway
Administration**

1200 New Jersey Ave., SE
Washington, D.C. 20590

June 27, 2019

In Reply Refer To: HCR-10
FOIA Control No. 2019-0212

Taylor Amarel
MuckRock News
411A Highland Avenue
DEPT MR 57437
Somerville, MA 02144

Dear Mr./Mrs. Amarel:

In connection with the processing of your Freedom of Information Act (FOIA) request for records from the U.S. Department of Homeland Security (DHS), Office of Inspector General dated July 4, 2018, we were asked to respond to your request regarding documents that originated from our office by referral received on May 23, 2019.

Enclosed, please find the document that was originated from the FHWA, Office of Civil Rights. Pursuant to 5 U.S.C. 552(b)(6), please be advised that some of the information you have requested has been sanitized due to the sensitive, personal and/or confidential nature of the information (this includes home addresses, phone numbers and/or personal email addresses).

Pursuant to U.S. Department of Transportation regulations (49 C.F.R. § 7.32), you have the right to appeal this decision in writing to Mr. Arlan Finfrock, Associate Administrator for Administration, Federal Highway Administration. Your appeal may be mailed to 1200 New Jersey Avenue, S.E., E66-322, Washington, D.C. 20590-9898, or sent via e-mail at FHWA.foia.appeals@dot.gov or via fax at (202) 366-7499. Should you wish to exercise this right, the Agency decision on the appeal will be the final administrative action. Your appeal must be postmarked or, in the case of electronic or facsimile transmission, submitted within ninety (90) calendar days from the date the initial determination is signed. The appeal should include the FHWA file or reference number assigned to the request and all information and arguments relied upon in making the appeal.

You also have the right to seek dispute resolution services from the FHWA FOIA Public Liaison, Christopher Richardson, FOIA.PublicLiaison@dot.gov, via phone (202) 366-0780; or the Office of Government Information Services (<https://ogis.archives.gov>) via phone (202) 741-5470/toll free 1(877) 684-6448; fax (202) 741-5769; or e-mail ogis@nara.gov.

If you have any questions, you may reach me by email at Nikisha.Pickett@dot.gov or via phone at 202-366-3894.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Nikisha M. Pickett". The signature is fluid and cursive, with a large, stylized initial "N".

Nikisha Pickett
Internal EEO and Special Emphasis Program
Manager and FOIA Liaison

cc: Carlita Blocker, FOIA/PA Disclosure Specialist, DHS

U.S. Department
of Transportation
Federal Highway
Administration

APR 04 2016

In Reply Refer To: HCR-20
DOT# 2016-0163

Ms. Renee McManus

Dear Ms. McManus:

This letter is in reference to your correspondence dated November 13, 2015, to the U. S. Department of Justice (DOJ). The DOJ referred your correspondence to the Department of Transportation's Departmental Office of Civil Rights, Office of the Secretary (DOCR), alleging a violation of the Americans with Disabilities Act of 1990 (ADA) and Section 504 of the Rehabilitation Act of 1973 (Section 504) against the Village of Salado, Texas (Village) and Texas Department of Transportation (TXDOT).

The DOCR referred the correspondence to the Department of Transportation's Federal Highway Administration (FHWA) Office of Civil Rights on March 23, 2016.

In the correspondence, you wanted to know with the Village receiving Federal funds and the sewer bond scam billed to non-owners (City bond for a sewer) how is no ADA changes permissible, and why the Texas Department of Licensing and Registration (TDLR) have not issued one ADA permit as of today. On November 3, 2014, TXDOT responded to your issue/concern.

After further research with the FHWA's Texas Division Office on your issue/concern the following was revealed:

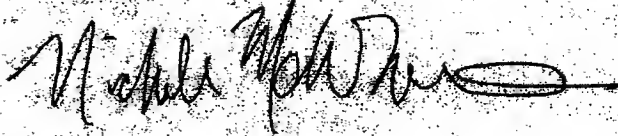
- Any construction that would be a result of a Village project would be made accessible.
- TDLR does not issue ADA permits, however, they do inspect various construction projects for Texas accessibility compliance, which is a State process.
- The TXDOT advised you that the location you brought up was private property, and should TXDOT or the Village take any property through a project, they would make it accessible.

The FHWA has determined that the issue raised in your correspondence is not within the jurisdiction of the FHWA; therefore, no further action will be taken by the FHWA's Office of Civil Rights on this matter.

Please be advised that the FHWA's Office of Civil Rights has responsibility to investigate individual complaints of discrimination involving violations of the ADA, Section 504, and Title VI of the Civil Rights Act of 1964. These statutes prohibit discrimination based on disability, race, color, nation origin, sex and age under any program or activity receiving Federal financial assistance.

If this office can be of assistance to you in any matter within the FHWA's enforcement responsibility, please contact us at (202) 366-0693, or at the address noted above.

Sincerely,



Nichole McWhorter
Division Manager,
Program Coordination and Compliance Division

cc: Al Alonzi, Division Administrator, FHWA's Texas Division Office
Mark Arrington, Civil Rights Specialist, FHWA's Texas Division Office
Yvette Rivera, Associate Director, Equal Employment Opportunity Programs Division
Catherine O'Brien, Civil Rights Program Specialist, DOD